

Message

From: Sullivan, Melissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=54F0DE262EE645199291218AE02AC210-SULLIVAN, M]
Sent: 9/10/2021 7:54:32 PM
To: Carroll, Timothy [Carroll.Timothy@epa.gov]
CC: EPA Press Office [Press@epa.gov]
Subject: RE: FOR APPROVAL: Media Inquiry: ELG Rule Compliance Questions

Reporter granted extension to Monday.

Melissa A. Sullivan (She/Her/Hers)
Office of Public Affairs
U.S. Environmental Protection Agency
202 913 3840
Sullivan.Melissa@epa.gov

From: Carroll, Timothy <Carroll.Timothy@epa.gov>
Sent: Friday, September 10, 2021 3:47 PM
To: Sullivan, Melissa <sullivan.melissa@epa.gov>
Cc: EPA Press Office <Press@epa.gov>
Subject: RE: FOR APPROVAL: Media Inquiry: ELG Rule Compliance Questions

I think we should hold until we have all three answers together. Can we see if it's possible to get a little more time from the reporter?

Tim Carroll (he/him)
Deputy Press Secretary
Environmental Protection Agency
202-384-7510 (mobile)
Twitter: [@EPAPressOffice](https://twitter.com/EPAPressOffice)

From: Sullivan, Melissa <sullivan.melissa@epa.gov>
Sent: Friday, September 10, 2021 3:22 PM
To: Carroll, Timothy <Carroll.Timothy@epa.gov>
Cc: EPA Press Office <Press@epa.gov>
Subject: FOR APPROVAL: Media Inquiry: ELG Rule Compliance Questions

DDL 3:30 PM

OECA will have the other two responses on Monday.

Good to share OLEM's response to question 3?

EPA continues to evaluate the requests facilities submitted for extensions to the April 11, 2021 deadline of when unlined coal combustion residual (CCR) surface impoundments must stop receiving waste. EPA is carefully reviewing the requests and will be making thoughtful decisions on them. Until final determinations are made, the deadline to stop placing waste into unlined CCR surface impoundments is paused for the facilities that have submitted extension requests. The deadline pause only applies to the surface impoundments for which a facility submitted an extension request

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Begin forwarded message:

From: Mike Tony <mtony@hdmediallc.com>
Date: September 9, 2021 at 5:29:54 PM EDT
To: "Sullivan, Melissa" <sullivan.melissa@epa.gov>
Cc: EPA Press Office <press@epa.gov>
Subject: Re: Media Inquiry: ELG Rule Compliance Questions

I will be filing this story shortly, but I would still be grateful for any response that you can provide whenever you can provide it. Thank you again.

From: Sullivan, Melissa <sullivan.melissa@epa.gov>
Sent: Thursday, September 9, 2021 5:19 PM
To: Mike Tony <mtony@hdmediallc.com>
Cc: EPA Press Office <Press@epa.gov>
Subject: Media Inquiry: ELG Rule Compliance Questions

CAUTION:

This email originated from outside of the organization. Do not click links or open attachments unless you recognize the senders email address and know the content is safe.

Good afternoon Mike,

We at HQ received your inquiry from our colleagues.

We are checking on your questions.

Is an extension is possible?

Thank you,
Melissa

From: Mike Tony <mtony@hdmediallc.com>
Sent: Thursday, September 09, 2021 12:34 AM
To: White, Terri-A <White.Terri-A@epa.gov>; Seneca, Roy <Seneca.Roy@epa.gov>; Sternberg, David <Sternberg.David@epa.gov>
Subject: ELG Rule Compliance Questions

Hope you're doing well. I'm working on a story on the Appalachian Power and Wheeling Power electric utilities requesting that the West Virginia Public Service Commission reopen a case in which they're seeking approval for implementation of and cost recovery for compliance with the EPA's coal combustion residual and effluent limitation guidelines at three different in-state coal-fired power plants. I

have the following questions that I was hoping you could provide responses for by my deadline of 3:30 p.m. today. Thank you very much regardless.

1. The utilities say that there is an Oct. 13 deadline for them to notify the West Virginia Department of Environmental Protection whether they intend to retire the plants to comply with the ELG rule. Is that true, and if so, can that deadline be extended?
2. If the Companies later decide not to complete ELG compliance improvements for some units, will they be required to cease coal operations at those units by each unit's ELG compliance deadline (June 30, 2023 for Mitchell, Dec. 31, 2022 for Amos and June 1, 2022 for Mountaineer)?
3. Is it true, as the utilities report, that the EPA has tolled an April 11, 2021 deadline date to begin closing bottom ash ponds at the three coal-fired power plants (the Amos, Mitchell and Mountaineer facilities) pending its decision on the extension requests and has not issued a decision regarding their requests to extend the CCR rule deadline? (pages 20 and 21 [here](#))

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